

Re: Margaret Eaton School

At Mr. Livingstone's request the writer interviewed Mr. Foulds on Thursday, June 14th, with respect to the position of the Margaret Eaton School and the issue of the 1934-35 Calendar, having in mind the decision of the directors to discontinue the name of such school in June 1935.

Mr. Foulds stated that he had been over the ground before and that, as he understood it, the facts are that the Company has decided to discontinue the name of such school in June 1935 and that such a school needs financial backing to carry on and that Miss Somers, the new principal, has no financial backing and is not in a position to obtain such.

Mr. Foulds also states that ~~that~~ the question is not purely a legal one, as the discontinuance of the name of this school must be done in such a way as to protect the name of the school from many criticisms, and for that reason, we will have to look after not only the legal rights of the various groups of persons concerned, but also the moral rights. Mr. Foulds suggests that if the above situation is true that there are two ways in which the name of the school might be discontinued in June 1935 without objection.

(1) To run the school for the year 1934-35 for senior pupils only, that is, for persons who have completed the first year of their course at the school, or in another school, and can complete the course in one year, and give diplomas of the Margaret Eaton School to those pupils who graduate. In this event there would be no need to issue a calendar but just give notice of the necessary facts to the pupils who passed their first year exams this May. Of course, if there was any likelihood of any of the pupils failing in their exams then it should be brought to their attention that the Margaret Eaton School will discontinue under that name in June 1935, and the parents also should be advised of such facts.

(2) To carry on the school for the year 1934-35 and accept both first and second year pupils, but a clear and definite notice would have to be inserted in a conspicuous place in the calendar notifying parties to whom the calendar goes that Margaret Eaton School would discontinue under that name in June 1935 and that pupils entering the first year of the 2-year course would not receive their diplomas from the Margaret Eaton School and that as far as they were concerned such one-year course leads to no degree. If any suggestion is made that the first year pupils be allowed to carry on their second year at another school, such arrangement must be definitely settled as there would be some obligation on us to see that such pupils were looked after in their second year

New Parag. at such school if we mention such facts on the calendar. If it should turn out that Miss Somers can obtain financial backing then it would be possible to carry on under the second of the above-mentioned arrangements and have Miss Somers' school start in the 1935-36 year and have the pupils entering their course this year receive their diplomas from such school, providing all the facts were set out conspicuously in this year's calendar as above-mentioned. It might be possible for Miss Somers to incorporate her school this year and have her issue a joint calendar with the Margaret Eaton School, setting out the facts in a clear and definite manner in a conspicuous place in the calendar. In this way the senior pupils would be pupils of the Margaret Eaton School and would receive their diplomas at the end of the year from such school and the junior pupils would be the pupils of Miss Somers' newly incorporated school and would understand that they would receive their diplomas at the end of their two-year course from Miss Somers' School. Some arrangement would necessarily have to be made as to the financial arrangements for the present year regarding the division of the deficit, but this could easily be looked after.

Mr. Foulds was of the opinion that if any such arrangement, as set out above, were made with Miss Somers that Miss Somers should incorporate the school and not carry on as a partnership.

Mr. Foulds also thought that we should enquire into all the agreements and contracts that exist between the Margaret Eaton School and any third party with a view to getting a definite picture of its obligations, and if any yearly contracts exist, then notice should be given promptly for the termination of such contracts as of June 1935. Some of the contracts that Mr. Foulds mentioned were contracts with teachers, contracts with Camp Tanamagoon, contracts with suppliers, the lease of the residence, the method of suppliers *invoicing* — the residence for supplies, etc.

Mr. Foulds was further of the opinion that in view of the above that the calendar should be redrafted in order to eliminate emphasis on the background of the Margaret Eaton School, and also, all reference to the School Residence as such. Mr. Foulds was of the opinion that even though the lease of the residence were taken in the name of Miss Hamilton, that all details in regard to it should be looked into as it was connected with the school, and he did not see how the company could allow any debts which might be owing in respect thereto, to go unpaid even though they were not strictly their obligation.

Mr. Foulds further advised that there might be other ways in which the problem could be solved and that the above-mentioned ways were those that suggested themselves to him at the moment.

Explained above
to Mr. Livingston & gave him
HFM
memo re ways to terminate
HFM

H. J. Mullen

Mr. J. A. Livingstone,
Executive Office.

Re: Margaret Eaton School

When the writer discussed with Mr. Foulds the question of discontinuing the name of the Margaret Eaton School in June 1935, Mr. Foulds suggested the following three alternative methods of accomplishing this objective.

A. If Miss Somers is unable to obtain financial backing to carry on the school at the end of 1935

(1) carry on the school for the year 1934-35 and accept only second year students, that is, students who will graduate at the end of the year 1934-35, but if there is any possibility of any students failing to graduate, then the parents should be advised that the school will discontinue its activities at the end of June 1935. If this method were followed there would be no need for a calendar and it would be sufficient if these students were supplied with the information as to courses by letter.

(2) carry on the school for the year 1934-35 and accept first year as well as second year students, but in this event a definite and clear notice must be conspicuously placed in the calendar to notify students coming in for their first year that the Margaret Eaton School will cease to operate as a school at the end of June 1935 and that they will not receive their diplomas from such school. If any reference is made to such pupils being allowed to finish their course in another school, it would have to be definitely settled that such pupils would be cared for in their second year and receive diplomas from such school as stated in our calendar.

B. If Miss Somers has sufficient financial backing to carry on a school after the 1934-35 season, then

(3) it would be possible to carry on as under A(2) above and have it definitely stated in the calendar that first year pupils would receive their diplomas from Miss Somers' new school and not from the Margaret Eaton School. This would mean that Miss Somers' new school would commence its activities in 1935. It might be preferable, looking at all the circumstances, to have Miss Somers' new school incorporated immediately and have all the first year students

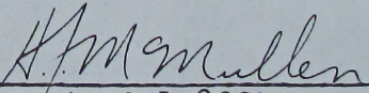
Mr. J. A. Livingstone,

register with Miss Somers' new school and such school would take full charge of the new students. The second year students would register with the Margaret Eaton School and receive their course from such school, and if successful, would graduate and receive a diploma from the Margaret Eaton School. This would mean that the two schools would operate on the same premises concurrently and a joint calendar could be issued outlining the courses and stating definitely and clearly the arrangements under which the two schools would carry on. Some agreement would have to be entered into between the two schools as to who would bear the deficit.

Mr. Foulds further stated that no matter under which one of the above arrangements the school carried on, the proposed calendar would have to be re-written with a view to eliminating all mention of the School Residence and minimizing the emphasis that is placed on the history and standards of the Margaret Eaton School.

Mr. Foulds further stated that if Miss Somers decides to carry on a school concurrently with the Margaret Eaton School for the year 1934-35 that this school should be incorporated and not carried on as a partnership.

HFM/G



Secretarial Office.

June 20th, 1934.

Memorandum of Conversation with Miss Somers
of the Margaret Eaton School

The points outlined in the attached note were explained to Miss Somers. We were of the opinion that a calendar should be issued now in the name of the Margaret Eaton School with a notation inside stating that the name of the school would be changed at June, 1935. Miss Somers was of the opinion that this would hurt the school very much and that there would be no chance of it being a success and no chance of affiliation with the University. She was also of the opinion that if we did not issue any calendar at all, the number of pupils who had contracted to come back for the second year would drop considerably. In fact, she thought that if this was our intention, the best thing she could do was to throw up her hands.

She wished that the school could be continued for two years in the Margaret Eaton School name and at that time she will know and we will know whether the school will likely be a success. There is also the point that if the school discontinues at June, 1935, there will be a certain amount of stigma attached to it. In view of this it was thought best to let it run for two years. Miss Somers and the other teachers all know of the proposal to discontinue the school and they will not be able to say that it was unfair to them, receiving such short notice.

After giving the matter consideration it was decided to have a meeting of the Margaret Eaton School Directors and change the by-laws, making the Directors four instead of eight. Some of the Directors will have to resign. This was communicated to Miss Somers and she was very much pleased to hear of the two years. Miss Somers was notified that at the end of this month all connections with the

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would be severed
residence on St. George St./and nothing of the nature of a Margaret
Eaton residence was to be mentioned in the calendar. She could say
that suitable quarters would be provided for the students.

JAL/PL

October 17, 1935.

Re Margaret Eaton School:

When Mr. Lewis was in Mr. R. Y. Eaton's Office apparently the subject of the Margaret Eaton School came up.

Mr. Eaton enquired from the writer as to how the Margaret Eaton School was getting on and he was told that since Miss Somers took the school over we have had no trouble in any way; that she has conducted the school and after paying all expenses, had a surplus. It was also mentioned that at the time she took over the school we had discussed with her the question of changing the name, to which she was not agreeable at that time. However, now that the School has held its head above water Miss Somers is gradually coming to the idea of changing the name, as she has changed the calendar in several places to this effect. She has also taken the Margaret Eaton School name off the residence. Mr. Eaton asked Mr. Lewis to take up this question with Miss Somers.

The writer arranged for a Meeting between Miss Somers and Mr. Lewis for this afternoon and when the time arrived Mr. Lewis could not come, however, in conversation with Miss Somers the writer stated that Mr. Eaton had said that we were looking forward to changing the name.

JAL.LW.

June 24th, 1936.

Re THE MARGARET EATON SCHOOL

Miss Somers called here on Wednesday, June 17th, to enquire about the calendar for the Margaret Eaton School, for the next fall and spring seasons. The writer informed her that Mr. Eaton had previously given Mr. Ivor Lewis instructions with regard to the School and that it would be better for her to interview Mr. Lewis. The writer remarked to her in the conversation that if this calendar was issued now it would mean that the Margaret Eaton School would be taking in two year pupils, which would mean that to a certain extent we would still have to use the Margaret Eaton School name. ^{for two years} Miss Somers said that she realized this and also stated that the school is paying its way. She has been able to break even with the residence and has a small balance to her credit in the School. In view of the above, the writer made an appointment with Mr. Lewis for Miss Somers for Monday morning, June 22nd, at 9.30. In speaking to Mr. Lewis, the outcome of the interview was - see attached

P.S. When speaking to Miss Somers regarding the above, the writer brought to her attention the lease under which she rents the school, at \$1.00 per year, and requested her to see that if any of the city officials asked any questions it would be better not to show them the lease if possible.

File R
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June 24th, 1936.

Re THE MARGARET EATON SCHOOL

Mr. Lewis interviewed Miss Somers, June 22nd, 1936:

Since 1926, 162 women from all parts of Canada, the United States and Newfoundland have graduated with Margaret Eaton School diplomas. Of this number - 50% are teaching, 1.8% are taking post graduate courses, 3% student assistants in University, 7% are in other occupations, 37.6% are in private life, including 21.6% who are married.

Miss Somers feels that as she has succeeded in the past year in putting the school on a stronger basis and is showing a small surplus, it would be a very great pity to deprive her at present of the right to use the Margaret Eaton School name. However, if this is insisted upon, her alternative would be "The Toronto School of Physical Education, formerly The Margaret Eaton School". She urges us, however, to permit her to continue the name of the school at present, and asks us to let her have an answer at the earliest possible moment in order that she might proceed with the Prospectus. (attached)

*Replied to Miss Layton
June 27/36 & told her
OK.*

Mr. Lewis recommends that her request be acceded to.

In Reply Eaton agreed to this June 24/1936



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